

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NEW YORK

---

RONNIE COLE, 91-A-9212,

Plaintiff,

08-CV-699A

-VS-

FISCHER, KIRKPATRICK, SCHUMACHER,  
STICH, VENETOZZI, BELLAMY,  
SHRODER, SKELLY, MALLOY, MCGUIRE,  
HODGES, MEHNERT, TROTTER and  
NIXON,

Defendants.

---

Motion for Extension  
of Time

Defendants FISCHER, KIRKPATRICK, SCHUMACHER, STICH, VENETOZZI,  
BELLAMY, SHRODER, SKELLY, MALLOY, MCGUIRE, MEHNERT, TROTTER and  
NIXON hereby move this Court to extend their time to file a response to the Plaintiff's motion to  
compel, from February 26, 2010 to March 19, 2010, and to extend their time to file a reply in  
support of their cross-motion for summary judgment from February 25, 2010 to March 19, 2010,  
which motion is to be heard at the United State Courthouse, 68 Court Street, Buffalo, NY, at a  
date and time to be set by the Court, for the reasons set forth in the Declaration of Michael J.  
Russo, submitted herewith.

Dated: February 25, 2010

ANDREW M. CUOMO  
Attorney General of the  
State of New York  
Attorney for Defendants FISCHER,  
KIRKPATRICK, SCHUMACHER, STICH,  
VENETOZZI, BELLAMY, SHRODER,  
SKELLY, MALLOY, MCGUIRE,  
MEHNERT, TROTTER and NIXON

s/Michael J. Russo, AAG  
MICHAEL J. RUSSO  
Assistant Attorney General  
of Counsel  
350 Main Street  
Main Place Tower, Suite 300A  
Buffalo, New York 14202  
(716) 853-8479  
Michael.Russo@oag.state.ny.us

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NEW YORK

---

RONNIE COLE, 91-A-9212,

Plaintiff,

08-CV-699A

-VS-

FISCHER, KIRKPATRICK, SCHUMACHER,  
STICH, VENETOZZI, BELLAMY,  
SHRODER, SKELLY, MALLOY, MCGUIRE,  
HODGES, MEHNERT, TROTTER and  
NIXON,

Defendants.

---

CERTIFICATE OF SERVICE

I hereby certify that on February 25, 2010, I electronically filed the foregoing with the Clerk of the District Court using its CM/ECF system.

And, I hereby certify that on February 25, 2010, I mailed the foregoing, by the United States Postal Service, to the following non-CM/ECF participant at the following address:

Ronnie Cole, 91-A-9212  
Mohawk Correctional Facility  
Walsh Regional Medical Unit  
6100 School Road  
P.O. Box 8450  
Rome, NY 13440

ANDREW M. CUOMO  
Attorney General of the  
State of New York  
Attorney for Defendants  
BY:

s/ Michael J. Russo  
MICHAEL J. RUSSO  
Assistant Attorney General  
of Counsel  
NYS Office of the Attorney General  
350 Main Street  
Main Place Tower, Suite 300A  
Buffalo, New York 14202  
(716) 853-8479  
Michael.Russo@oag.state.ny.us